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PATENT

Docket No.: 020375-050200US

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



On September 15, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Janet L. Newmaker
Janet L. Newmaker

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven L. VanFleet et al.

Application No.: 10/825,960

Filed: April 16, 2004

For: Methods And Systems For Private
Label Transaction Processing

Customer No.: 20350

Confirmation No.: 8212

Examiner: Not Assigned

Art Unit: 3621

**REQUEST TO WITHDRAW PETITION TO
ACCEPT APPLICATION ON BEHALF OF A
JOINT INVENTOR WHO CANNOT BE
REACHED UNDER 37 CFR § 1.47(a)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request to withdraw the "Petition To Accept Application On Behalf Of A Joint Inventor Who Cannot Be Reached Under 37 CFR § 1.47(a)" filed on June 14, 2005. Applicants have now located the non-signing inventor (John J. Mascavage III) and are withdrawing this Petition.

Submitted herewith is a Supplemental Declaration executed by John J. Mascavage III which lists his new address. Also submitted herewith is a replacement Supplemental Application Data Sheet which lists the new address for John J. Mascavage III.

In addition, submitted herewith is a "Written Consent Of Assignee" executed by Ken Algiene reflecting his current position as Vice President and Assistant Secretary on behalf of the Assignee.

Accordingly, the Petitioners request continued consideration of the "Request To Correct Inventorship Pursuant To 37 C.F.R. § 1.48(a)" filed on June 14, 2005.

The Commissioner is authorized to charge the undersigned's Deposit Account No. 20-1430 for any additional processing fee for filing this response.

Respectfully submitted,



Patrick M. Boucher
Reg. No. 44,037

Date: September 15, 2005

TOWNSEND and TOWNSEND and CREW LLP
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Tel: (303) 571-4000
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PMB/jln
60579680 v1

**SUPPLEMENTAL DECLARATION**

As a below-named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHODS AND SYSTEMS FOR PRIVATE LABEL TRANSACTION PROCESSING**, the specification of which was filed on April 16, 2004, as Application No. 10/825,960.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status

Full Name of Inventor 1:	Last Name: ROGERS	First Name: SUZANNE	Middle Name or Initial:	
Residence & Citizenship:	City: Elkhorn	State/Foreign Country: Nebraska	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 19301 Camden Avenue	City: Elkhorn	State/Country: Nebraska	Postal Code: 68046

Full Name of Inventor 2:	Last Name: BENTON	First Name: BLAKE	Middle Name or Initial:	
Residence & Citizenship:	City: Omaha	State/Foreign Country: Nebraska	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 9815 Madison Plaza, #12	City: Omaha	State/Country: Nebraska	Postal Code: 68127
Full Name of Inventor 3:	Last Name: BYRNE	First Name: MATTHEW	Middle Name or Initial: T.	
Residence & Citizenship:	City: Papillion	State/Foreign Country: Nebraska	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 906 Killarney Drive	City: Papillion	State/Country: Nebraska	Postal Code: 68046
Full Name of Inventor 4:	Last Name: HORTON	First Name: TIMOTHY	Middle Name or Initial:	
Residence & Citizenship:	City: Papillion	State/Foreign Country: Nebraska	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 1020 East Cary Street	City: Papillion	State/Country: Nebraska	Postal Code: 69046
Full Name of Inventor 5:	Last Name: MASCAVAGE III	First Name: JOHN	Middle Name or Initial: J.	
Residence & Citizenship:	City: San Mateo	State/Foreign Country: California	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 701 Harvard Road	City: San Mateo	State/Country: California	Postal Code: 94402
Full Name of Inventor 6:	Last Name: MOLLETT	First Name: CASSANDRA	Middle Name or Initial: J.	
Residence & Citizenship:	City: Scottsdale	State/Foreign Country: Arizona	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 8426 East Shetland Trail	City: Scottsdale	State/Country: Arizona	Postal Code: 85258
Full Name of Inventor 7:	Last Name: NELSON	First Name: SUSAN	Middle Name or Initial: M.	
Residence & Citizenship:	City: Omaha	State/Foreign Country: Nebraska	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 4916 North 136 Street	City: Omaha	State/Country: Nebraska	Postal Code: 68164
Full Name of Inventor 8:	Last Name: SARGENT	First Name: RHONDA	Middle Name or Initial: D.	
Residence & Citizenship:	City: Cumming	State/Foreign Country: Georgia	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 2415 Bexford View	City: Cumming	State/Country: Georgia	Postal Code: 30041
Full Name of Inventor 9:	Last Name: STIVERS	First Name: MARTIN	Middle Name or Initial:	
Residence & Citizenship:	City: Glenwood	State/Foreign Country: Iowa	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 313 Hillway, P.O. Box 91	City: Glenwood	State/Country: Iowa	Postal Code: 51534
Full Name of Inventor 10:	Last Name: TRAINOR	First Name: GARY	Middle Name or Initial: J.	
Residence & Citizenship:	City: Duluth	State/Foreign Country: Georgia	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 245 Southern Hills Drive	City: Duluth	State/Country: Georgia	Postal Code: 30097

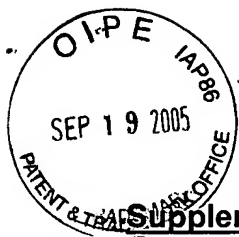
17810 SE 57th PL
 Bellevue, WA 98006-5940
 8/14/05

Full Name of Inventor 11:	Last Name: VANFLEET	First Name: STEVEN	Middle Name or Initial: L.	
Residence & Citizenship:	City: Southport	State/Foreign Country: Connecticut	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 160 Range Road	City: Southport	State/Country: Connecticut	Postal Code: 06890
Full Name of Inventor 12:	Last Name: WING	First Name: DIANE	Middle Name or Initial:	
Residence & Citizenship:	City: East Lansing	State/Foreign Country: Michigan	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 1024 Huntington Road	City: East Lansing	State/Country: Michigan	Postal Code: 48823

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1 _____ SuZanne Rogers Date _____	Signature of Inventor 2 _____ Blake Benton Date _____	Signature of Inventor 3 _____ Matthew T. Byrne Date _____
Signature of Inventor 4 _____ Timothy Horton Date _____	Signature of Inventor 5 _____ John J. Mascavage III Date <u>8/14/05</u>	Signature of Inventor 6 _____ Cassandra J. Mollett Date _____
Signature of Inventor 7 _____ Susan M. Nelson Date _____	Signature of Inventor 8 _____ Rhonda D. Sargent Date _____	Signature of Inventor 9 _____ Martin Stivers Date _____
Signature of Inventor 10 _____ Gary J. Trainor Date _____	Signature of Inventor 11 _____ Steven L. VanFleet Date <u>1/18/05</u>	Signature of Inventor 12 _____ Diane Wing Date _____

60347938 v1



Supplemental Application Data Sheet

Application Information

Application number:: 10/825,960
Filing Date:: 4/16/04
Application Type:: Regular
Subject Matter:: Utility
Title:: METHODS AND SYSTEMS FOR PRIVATE
LABEL TRANSACTION PROCESSING
Attorney Docket Number:: 020375-050200US
Request for Early Publication:: No
Request for Non-Publication:: No
Total Drawing Sheets:: 5
Small Entity?:: No
Petition included?:: No
Secrecy Order in Parent Appl.: No

Applicant Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: SuZanne
Family Name:: Rogers
City of Residence:: Elkhorn
State or Province of Residence:: NE
Country of Residence:: US
Street of Mailing Address:: 19301 Camden Avenue
City of Mailing Address:: Elkhorn
State or Province of mailing address:: NE
Country of mailing address:: US
Postal or Zip Code of mailing address:: 68022

Applicant Authority Type:: Inventor
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Status:: Full Capacity
Given Name:: Blake
Family Name:: Benton
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State or Province of Residence:: NE
Country of Residence:: US
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City of Mailing Address:: Omaha
State or Province of mailing address:: NE
Country of mailing address:: US
Postal or Zip Code of mailing address:: 68130

Applicant Authority Type:: Inventor
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Status:: Full Capacity
Given Name:: Matthew
Middle Name:: T.
Family Name:: Byrne
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State or Province of Residence:: NE
Country of Residence:: US
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City of Mailing Address:: Papillion
State or Province of mailing address:: NE
Country of mailing address:: US
Postal or Zip Code of mailing address:: 68046

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
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Family Name:: Horton
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State or Province of Residence:: NE
Country of Residence:: US
Street of Mailing Address:: 1020 East Cary Street
City of Mailing Address:: Papillion
State or Province of mailing address:: NE
Country of mailing address:: US
Postal or Zip Code of mailing address:: 69046

Applicant Authority Type:: Inventor
 Primary Citizenship Country:: US
 Status:: Full Capacity
 Given Name:: John
 Middle Name:: J.
 Family Name:: Mascavage
 Name Suffix:: III
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 State or Province of Residence:: ~~CA~~ WA
 Country of Residence:: US
 Street of Mailing Address:: ~~701 Harvard Road~~ 17810 SE 57th Place
 City of Mailing Address:: ~~San Mateo~~ Bellevue
 State or Province of mailing address:: ~~CA~~ WA
 Country of mailing address:: US
 Postal or Zip Code of mailing address:: 94402 98006-5940

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Middle Name:: J.
Family Name:: Mollett
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State or Province of Residence:: AZ
Country of Residence:: US
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City of Mailing Address:: Scottsdale
State or Province of mailing address:: AZ
Country of mailing address:: US
Postal or Zip Code of mailing address:: 85258

Applicant Authority Type:: Inventor
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Middle Name:: M.
Family Name:: Nelson
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State or Province of Residence:: NE
Country of Residence:: US
Street of Mailing Address:: 4916 North 136 Street
City of Mailing Address:: Omaha
State or Province of mailing address:: NE
Country of mailing address:: US
Postal or Zip Code of mailing address:: 68164

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Rhonda
Middle Name:: D.
Family Name:: Sargent
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State or Province of Residence:: GA
Country of Residence:: US
Street of Mailing Address:: 2415 Bexford View
City of Mailing Address:: Cumming
State or Province of mailing address:: GA
Country of mailing address:: US
Postal or Zip Code of mailing address:: 30041

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Martin
Family Name:: Stivers
City of Residence:: Glenwood
State or Province of Residence:: IA
Country of Residence:: US
Street of Mailing Address:: 313 Hillway, P.O. Box 91
City of Mailing Address:: Glenwood
State or Province of mailing address:: IA
Country of mailing address:: US
Postal or Zip Code of mailing address:: 51534

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Gary
Middle Name:: J.
Family Name:: Trainor
City of Residence:: Duluth
State or Province of Residence:: GA
Country of Residence:: US
Street of Mailing Address:: 245 Southern Hills Drive
City of Mailing Address:: Duluth
State or Province of mailing address:: GA
Country of mailing address:: US
Postal or Zip Code of mailing address:: 30097

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Steven
Middle Name:: L.
Family Name:: VanFleet
City of Residence:: Southport
State or Province of Residence:: CT
Country of Residence:: US
Street of Mailing Address:: 160 Range Road
City of Mailing Address:: Southport
State or Province of mailing address:: CT
Country of mailing address:: US
Postal or Zip Code of mailing address:: 06890

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Diane
Family Name:: Wing
City of Residence:: East Lansing
State or Province of Residence:: MI
Country of Residence:: US
Street of Mailing Address:: 1024 Huntington Road
City of Mailing Address:: East Lansing
State or Province of mailing address:: MI
Country of mailing address:: US
Postal or Zip Code of mailing address:: 48823

Correspondence Information

Correspondence Customer Number:: 20350

Representative Information

Representative Customer Number:: 20350

Domestic Priority Information

Application:: Continuity Type:: Parent Application:: Parent Filing Date::

Foreign Priority Information

Country:: Application number:: Filing Date::

Assignee Information

Assignee Name::	First Data Corporation
Street of mailing address::	12500 East Belford Avenue
City of mailing address::	Englewood
State or Province of mailing address::	CO
Country of mailing address::	US
Postal or Zip Code of mailing address::	80112

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Docket No.: 020375-050200US

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On September 15, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Janet L. Newmaker
Janet L. Newmaker

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven L. VanFleet et al.

Application No.: 10/825,960

Filed: April 16, 2004

For: Methods And Systems For Private
Label Transaction Processing

Customer No.: 20350

Examiner: Not Known

Art Unit: 3621

Confirmation No.: 8212

**WRITTEN CONSENT OF ASSIGNEE
PURSUANT TO 37 C.F.R. § 1.48(a)(5)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


I, the undersigned, on behalf of First Data Corporation, of 12500 East Belford Avenue, Englewood, CO 80112-5939, the Assignee of 100 percent interest in U.S. Patent Application No. 10/825,971, hereby agree to the change of inventorship in that application by adding SuZanne Rogers of 19301 Camden Avenue, Elkhorn, NE 68022, Blake Benton of 1321 South 169th Avenue, Omaha, NE 68130, Timothy Horton of 1020 East Cary Street, Papillion, NE 69046, Susan M. Nelson of 4916 North 136 Street, Omaha, NE 68164, Rhonda D. Sargent of 2415 Bexford View, Cumming, GA 30041, Martin Stivers of 313 Hillway, P.O. Box 91,

Steven L. VanFleet et al.
Application No.: 10/825,960
Page 2

PATENT

Glenwood, IA 51534, and Gary J. Trainor of 245 Southern Hills Drive, Duluth, GA 30097, as inventors. Submitted herewith is a "Statement Under 37 CFR 3.73(b)" which establishes said ownership rights.

Date: 8/31/05


Ken Algiene
Vice President and Assistant Secretary

60347998 v1